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United States District Court  
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Harris L. Winns,

NO. C 08-02622 JW

Plaintiff,

**ORDER TERMINATING MOTIONS FOR  
LEAVE TO APPEAL IN FORMA  
PAUPERIS AND TO APPOINT  
COUNSEL**

v.

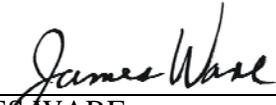
Blakely Sokoloff Taylor & Zafman, LLP, et al.,

Defendants.

Presently before the Court are Plaintiffs' Motions for Leave to Appeal *In Forma Pauperis* and to Appoint Counsel. (See Docket Item Nos. 67, 68.) Although Plaintiff filed these motions with the Court, these motions appear to be directed to the Ninth Circuit Court of Appeals.

Accordingly, the Clerk of Court shall terminate the Motions from this Court's docket.

Dated: January 23, 2009

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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9 **Dated: January 23, 2009**

**Richard W. Wieking, Clerk**

10 **By:           /s/ JW Chambers**  
11 **Elizabeth Garcia**  
12 **Courtroom Deputy**

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